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**UNITED STATES DISTRICT COURT  
 NORTHERN DISTRICT OF CALIFORNIA  
 SAN FRANCISCO DIVISION**

UNITED STATES OF AMERICA; STATES OF  
 CALIFORNIA, COLORADO, CONNECTICUT,  
 DELAWARE, FLORIDA, GEORGIA, HAWAII,  
 ILLINOIS, INDIANA, IOWA, LOUISIANA,  
 MICHIGAN, MINNESOTA, MONTANA,  
 NEVADA, NEW JERSEY, NEW MEXICO, NEW  
 YORK, NORTH CAROLINA, OKLAHOMA,  
 RHODE ISLAND, TENNESSEE, TEXAS,  
 VERMONT, AND WASHINGTON; THE  
 COMMONWEALTHS OF MASSACHUSETTS  
 AND VIRGINIA; AND THE DISTRICT OF  
 COLUMBIA,

*ex rel.* ZACHARY SILBERSHER,

Plaintiffs,

v.

ALLERGAN, INC., ALLERGAN USA, INC.,  
 ALLERGAN SALES, LLC, FOREST  
 LABORATORIES HOLDINGS, LTD., ADAMAS  
 PHARMA, AND ADAMAS  
 PHARMACEUTICALS, INC.,

Defendants.

Case No.: 3:18-cv-03018-JCS

**NOTICE OF APPEAL AND  
 REPRESENTATION STATEMENT**

Chief Magistrate Judge Joseph C. Spero

Phillip Burton Federal Building  
 Courtroom F, 15th Floor  
 450 Golden Gate Avenue  
 San Francisco, CA 94102

Action Filed: April 25, 2018

1 Plaintiff-Relator Zachary Silbersher (“Relator”), on behalf of the United States of America and  
 2 the Plaintiff States, hereby appeals to the United States Court of Appeals for the Ninth Circuit from  
 3 the Order Granting Motions to Dismiss filed March 13, 2023 (ECF No. 194), the Amended Order  
 4 Granting Motions to Dismiss filed March 20, 2023 (ECF No. 197), and the Judgment filed March 20,  
 5 2023 (ECF No. 198).

6 Dated: April 19, 2023

**HERRERA KENNEDY LLP**

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 8 By: /s/ Nicomedes Sy Herrera  
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## REPRESENTATION STATEMENT

Pursuant to Rule 12(b) of the Federal Rules of Appellate Procedure and Circuit Rules 3-2 and 12-2, Plaintiff-Relator submits this Representation Statement. The following list identifies all parties to the action and their respective counsel by name, firm, address, telephone number, and email.

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